



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Jane Ellen Visvader, et al.	Examiner:	Lei Yao
Serial No.:	10/799,797	Art Unit:	1642
Filed:	March 12, 2004	Docket:	17496
For:	A METHOD OF DIAGNOSIS AND TREATMENT AND AGENTS USEFUL FOR SAME	Dated:	November 23, 2005

Confirmation No.: 8972

Commissioner for Patents
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §§ 1.111 and 1.143

Sir:

In response to the Office Action dated May 23, 2005, setting forth a requirement for restriction and in accordance with the provisions of 37 C.F.R. §§ 1.111 and 1.143, Applicants provisionally elect, with traverse, Group I, Claims 1, 3, 18-20, 22-23, and 5-9 in part, drawn to a method for detecting a cell in the development of an aberrant cell from a subject comprising contacting the cells with immunointeractive molecules specific to LM04 and screening for the level of the complex formation, classified in class 435, subclass 7.1. Applicants also provisionally elect the species of mammary cell from subgroup (a) and hybridoma 16H2 from subgroup (b) for continued prosecution.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on November 23, 2005.

Dated: November 23, 2005


Peter I. Bernstein